

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA : **CRIMINAL NO. 07-779**

v. : **DATE FILED: 12/18/07**

DARRYL POLLARD : **VIOLATIONS**

: **18 U.S.C. § 1951(a) (conspiracy to**

: **interfere with interstate commerce by**

: **robbery - 1 count)**

: **18 U.S.C. § 1951(a) (interference with**

: **interstate commerce by robbery**

: **- 9 counts)**

: **18 U.S.C. § 924(c)(1) (using and carrying**

: **a firearm during a crime of violence**

: **- 9 counts)**

: **18 U.S.C. § 2 (aiding and abetting)**

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

At all times relevant to this indictment:

1. The following businesses located in Philadelphia, Clifton Heights and Darby, Pennsylvania were engaged in interstate commerce:

- a. Sunoco A-Plus, 5810 N. Broad Street, Philadelphia, PA;
- b. Dunkin Donuts, 1347 W. Olney Avenue, Philadelphia, PA;
- c. 7-Eleven, 6727 N. 5th Street, Philadelphia, PA;
- d. Taco Bell, 4600 City Line Avenue, Philadelphia, PA;
- e. Checkers, 5726 Baltimore Avenue, Philadelphia, PA;

- f. Checkers, 4813 Lancaster Avenue, Philadelphia, PA;
- g. 7-Eleven, 500 E. Baltimore Avenue, Clifton Heights, PA;
- h. 7-Eleven, 731 Main Street, Darby, PA; and
- i. Dunkin Donuts, 3216 N. Broad Street, Philadelphia, PA.

2. From on or about February 9, 2007 through February 27, 2007, in Philadelphia, Clifton Heights, and Darby, in the Eastern District of Pennsylvania, and elsewhere, defendant

DARRYL POLLARD

conspired and agreed, together with persons known and unknown to the grand jury, to commit robbery, which robbery would unlawfully obstruct, delay and affect commerce, and the movement of articles and commodities in commerce, in that defendant POLLARD conspired to unlawfully take and obtain money and other items of value from the businesses set forth in paragraph 1 above, in the presence of employees and customers of the businesses, and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future, to their person and property, all in violation of Title 18, United States Code, Section 1951(a), (b)(1), and (b)(3).

MANNER AND MEANS

It was part of the conspiracy that defendant DARRYL POLLARD and other persons known and unknown to the grand jury:

3. Stole over \$7,220 in cash and property through the commission of nine armed robberies of the businesses listed in paragraph 1 above, and by placing patrons and employees of those businesses in fear of physical harm;

4. Traveled together to the business establishments opened for service to the general public in Philadelphia, Clifton Heights and Darby, Pennsylvania;
5. Used a silver revolver in the commission of each robbery;
6. Threatened and intimidated at gunpoint the patrons and employees working at the businesses to obtain cash and other property; and
7. Received a portion of the stolen money.

OVERT ACTS

In furtherance of the conspiracy and to effect the objects of the conspiracy, defendant DARRYL POLLARD and persons known and unknown to the grand jury committed the following overt acts, among others, in the Eastern District of Pennsylvania and elsewhere:

THE FEBRUARY 9, 2007- SUNOCO A-PLUS ARMED ROBBERY

On or about February 9, 2007, at approximately 4:48 p.m.:

1. Defendant DARRYL POLLARD and another man known to the grand jury (robber #1) drove to the Sunoco A-Plus located at 5810 N. Broad Street in Philadelphia in a gold Buick automobile.
2. Robber #1, who was armed with a silver revolver, entered the store, pulled out the gun, demanded money from the cashier, and stole approximately \$200 in cash, while defendant DARRYL POLLARD remained in the car.
3. As soon as robber #1 exited the store and returned to the car where defendant DARRYL POLLARD was waiting, defendant POLLARD drove away.
4. DARRYL POLLARD and robber #1 subsequently shared the stolen money they obtained from the robbery.

THE FEBRUARY 13, 2007 - DUNKIN DONUTS ARMED ROBBERY

On or about February 13, 2007, at approximately 2:00 a.m.:

5. Defendant DARRYL POLLARD, along with two other men known to the grand jury (robber #1 and robber #2), drove to the Dunkin Donuts, located at 1347 W. Olney Avenue in Philadelphia, in a gold Buick armed with a handgun, and entered the business.

6. At gunpoint, robber #1 jumped over the counter and demanded money from employees of the store, while defendant DARRYL POLLARD took the money from the cashier. Robber #2 stood near the door of the store and served as a lookout.

7. After defendant DARRYL POLLARD, robber #1, and robber #2 fled the store with approximately \$2,000 in stolen cash, they subsequently shared the stolen money.

THE FEBRUARY 14, 2007 - 7-ELEVEN ARMED ROBBERY

On or about February 14, 2007, at approximately 12:20 a.m.:

8. Defendant DARRYL POLLARD, along with two other men known to the grand jury (robber #1 and robber #2), drove to the 7-Eleven, located at 6727 N. 5th Street in Philadelphia, in a gold Buick armed with a handgun, and entered the business.

9. At gunpoint, defendant POLLARD and robber #1 demanded money from an employee of the store, stole \$80 in cash, a bottle of water, and 4 boxes of Newport cigarettes, with a total value of approximately \$220. Robber #2 stood near the door of the store and served as a lookout.

10. After DARRYL POLLARD, robber #1, and robber #2 fled the store, they drove away in the gold Buick and subsequently shared the stolen money.

THE FEBRUARY 15, 2007 TACO BELL ARMED ROBBERY

On or about February 15, 2007, at approximately 9:30 p.m.:

11. Defendant DARRYL POLLARD, along with two other men known to the grand jury (robber #1 and robber #3), drove to the area of the Taco Bell, located at 4600 City Line Avenue in Philadelphia, in a gold Buick automobile.

12. Defendant DARRYL POLLARD, who was armed with a handgun, along with robber #1 and robber #3, entered the store and demanded money from the employees and patrons of the Taco Bell.

13. At gunpoint, defendant DARRYL POLLARD and robber #1 ordered the manager and other employees to go to the rear of the store, ordered the employees to give them their wallets and cell phones, then ordered the manager to open the safe, and stole approximately \$2,500 in cash. Meanwhile, robber #3 grabbed a woman in the front of the store and stole items from her purse.

14. Defendant DARRYL POLLARD, robber #1, and robber #3 fled the store, drove away in the same car they had arrived in, and subsequently shared the stolen cash.

THE FEBRUARY 16, 2007 - CHECKERS ARMED ROBBERY

On or about February 16, 2007, at approximately 2:50 a.m.:

15. Defendant DARRYL POLLARD, along with robber #1 and robber #2, drove to the area of the Checkers restaurant, located at 5726 Baltimore Avenue in Philadelphia, in a gold Buick automobile armed with guns.

16. Robber #2 drove to the take-out window to receive his food order while defendant DARRYL POLLARD hid behind the bumper of the car.

17. Defendant DARRYL POLLARD and robber #1 jumped into the drive-through window, pulled out guns, and demanded money from the employees.

18. Robber #2 then drove the gold Buick to the door of the restaurant and waited. Defendant DARRYL POLLARD and robber #1 stole approximately \$1,500 from the cash registers and store safe, ran out and got into the car, at which point defendant POLLARD drove away.

19. Defendant DARRYL POLLARD, robber #1, and robber #2 subsequently shared the stolen cash.

THE FEBRUARY 19, 2007 - CHECKERS ARMED ROBBERY

On or about February 19, 2007, at approximately 2:10 a.m.:

20. Defendant DARRYL POLLARD, along with robber #1 and a man unknown to the grand jury (robber #4), drove to the area of the Checkers restaurant, located at 4813 Lancaster Avenue in Philadelphia, in a gold Buick automobile, armed with a gun.

21. Robber #4 drove to the take-out window to receive his food order, while defendant DARRYL POLLARD hid behind the bumper of the car.

22. Defendant DARRYL POLLARD and robber #1, who was armed with a gun, jumped into the drive-through window, demanded money from the employees, and stole approximately \$1,500 in cash. During the robbery, one of the robbers hit an employee in the head with a firearm.

23. Robber #4 then drove the gold Buick to an exit door of the restaurant and waited. Defendant DARRYL POLLARD and robber #1 left the restaurant and got into the car, and along with robber #4, drove away.

THE FIRST FEBRUARY 27, 2007 - 7-ELEVEN ARMED ROBBERY

On or about February 27, 2007, at approximately 1:43 a.m.:

24. Defendant DARRYL POLLARD, robber #1 and robber #4 drove to the 7-Eleven, located at 500 E. Baltimore Avenue in Clifton Heights, in a gold Buick armed with a handgun.

25. At gunpoint, defendant DARRYL POLLARD and robber #1 demanded money from an employee of the store and stole money, cigarettes and food, while robber #4 remained in the gold Buick as the getaway driver.

26. After DARRYL POLLARD and robber #1 fled the store, they drove away with robber #4 and subsequently shared the stolen money.

THE SECOND FEBRUARY 27, 2007 - 7-ELEVEN ARMED ROBBERY

On or about February 27, 2007, at approximately 2:30 a.m.:

27. Defendant DARRYL POLLARD, robber #1, and robber #4 drove to the 7-Eleven, located at 731 Main Street in Darby, in a gold Buick armed with a handgun.

28. At gunpoint, defendant DARRYL POLLARD and robber #1 demanded money from an employee of the store, stole money from the cash register, and the wallet, cell phone, and \$370 from the cashier, while robber #4 remained in the gold Buick as the getaway driver.

29. After DARRYL POLLARD and robber #1 fled the store, they drove away with robber #4 and subsequently shared the stolen money.

THE FEBRUARY 27, 2007 - DUNKIN DONUTS ARMED ROBBERY

On or about February 27, 2007, at approximately 3:30 a.m.:

30. Defendant DARRYL POLLARD, robber #1, and robber #4 drove to the Dunkin Donuts, located at 3216 N. Broad Street in Philadelphia, in a gold Buick armed with a handgun.

31. Defendant DARRYL POLLARD, robber #1, and robber #4 entered the store, while robber #4 remained at the door as a lookout. At gunpoint, defendant POLLARD and robber #1 demanded money from an employee of the store and stole approximately \$300 and a cell phone.

32. After defendant DARRYL POLLARD, robber #1, and robber #4 fled the store, they drove away in the gold Buick and subsequently shared the stolen money.

All in violation of Title 18, United States Code, Sections 1951(a) and 2.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraph 1.a. of Count One of this indictment is incorporated here.
2. On or about February 9, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DARRYL POLLARD

obstructed, delayed and affected commerce, and the movement of articles and commodities in commerce, by robbery, in that, defendant POLLARD unlawfully took and obtained, and aided and abetted the taking and obtaining of, cash from the Sunoco A-Plus, located at 5810 N. Broad Street, Philadelphia, Pennsylvania, in the presence of employees of the Sunoco A-Plus and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employees of Sunoco A-Plus, by pointing a firearm at, demanding money from, and otherwise threatening them.

In violation of Title 18, United States Code, Sections 1951(a) and 2._____

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 9, 2007, in Philadelphia, in the Eastern District of
Pennsylvania, defendant

DARRYL POLLARD

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, during and
in relation to a crime of violence for which he may be prosecuted in a court of the United States,
that is, conspiracy to interfere with interstate commerce by robbery and interference with
commerce by robbery, in violation of Title 18, United States Code, Sections 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraph 1.b. of Count One of this indictment is incorporated here.
2. On or about February 13, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DARRYL POLLARD

obstructed, delayed and affected commerce, and the movement of articles and commodities in commerce, by robbery, in that, defendant POLLARD unlawfully took and obtained, and aided and abetted the taking and obtaining of, cash from the Dunkin Donuts, located at 1347 W. Olney Avenue in Philadelphia, Pennsylvania, in the presence of employees of the Dunkin Donuts and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employees of Dunkin Donuts, by pointing a firearm at, demanding money from, and otherwise threatening them.

In violation of Title 18, United States Code, Sections 1951(a) and 2._____

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 13, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DARRYL POLLARD

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, that is, conspiracy to interfere with interstate commerce by robbery and interference with commerce by robbery, in violation of Title 18, United States Code, Sections 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraph 1.c. of Count One of this indictment is incorporated here.
2. On or about February 14, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DARRYL POLLARD

obstructed, delayed and affected commerce, and the movement of articles and commodities in commerce, by robbery, in that, defendant POLLARD unlawfully took and obtained, and aided and abetted the taking and obtaining of, cash from the 7-Eleven, located at 6727 N. 5th Street, in Philadelphia, Pennsylvania, in the presence of an employee of the 7-Eleven and against his will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employee of 7-Eleven, by pointing a firearm at, demanding money from, and otherwise threatening him.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 14, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DARRYL POLLARD

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, that is, conspiracy to interfere with interstate commerce by robbery and interference with commerce by robbery, in violation of Title 18, United States Code, Sections 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

COUNT EIGHT

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraph 1.d. of Count One of this indictment is incorporated here.

2. On or about February 15, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DARRYL POLLARD

obstructed, delayed and affected commerce, and the movement of articles and commodities in commerce, by robbery, in that, defendant POLLARD unlawfully took and obtained, and aided and abetted the taking and obtaining of, cash from the Taco Bell, located at 4600 City Line Avenue, Philadelphia, in the presence of employees of the Taco Bell and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employees of Taco Bell, by pointing a firearm at, demanding money from, and otherwise threatening them.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

COUNT NINE

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 15, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DARRYL POLLARD

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, that is, conspiracy to interfere with interstate commerce by robbery and interference with commerce by robbery, in violation of Title 18, United States Code, Sections 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

COUNT TEN

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraph 1.e. of Count One of this indictment is incorporated here.
2. On or about February 16, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DARRYL POLLARD

obstructed, delayed and affected commerce, and the movement of articles and commodities in commerce, by robbery, in that, defendant POLLARD unlawfully took and obtained, and aided and abetted the taking and obtaining of, cash from Checkers, located at 5726 Baltimore Avenue, in Philadelphia, Pennsylvania, in the presence of employees of Checkers and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employees of Checkers, by pointing a firearm at, demanding money from, and otherwise threatening them.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

COUNT ELEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 16, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DARYL POLLARD

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, that is, conspiracy to interfere with interstate commerce by robbery and interference with commerce by robbery, in violation of Title 18, United States Code, Sections 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

COUNT TWELVE

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraph 1.f. of Count One of this indictment is incorporated here.
2. On or about February 19, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DARRYL POLLARD

obstructed, delayed and affected commerce, and the movement of articles and commodities in commerce, by robbery, in that, defendant POLLARD unlawfully took and obtained, and aided and abetted the taking and obtaining of, cash from Checkers, located at 4813 Lancaster Avenue, in Philadelphia, Pennsylvania, in the presence of employees of Checkers and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employees of Checkers, by pointing a firearm at, demanding money from, and otherwise threatening them.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

COUNT THIRTEEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 19, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DARRYL POLLARD

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, that is, conspiracy to interfere with interstate commerce by robbery and interference with commerce by robbery, in violation of Title 18, United States Code, Sections 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

COUNT FOURTEEN

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraph 1.g. of Count One of this indictment is incorporated here.
2. On or about February 27, 2007, in Clifton Heights, in the Eastern District of Pennsylvania, defendant

DARRYL POLLARD

obstructed, delayed and affected commerce, and the movement of articles and commodities in commerce, by robbery, in that, defendant POLLARD unlawfully took and obtained, and aided and abetted the taking and obtaining of, cash from the 7-Eleven, located at 500 E. Baltimore Avenue, in Clifton Heights, Pennsylvania, in the presence of employees of the 7-Eleven and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employees of 7-Eleven, by pointing a firearm at, demanding money from, and otherwise threatening them.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

COUNT FIFTEEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 27, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DARRYL POLLARD

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, that is, conspiracy to interfere with interstate commerce by robbery and interference with commerce by robbery, in violation of Title 18, United States Code, Sections 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

COUNT SIXTEEN

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraph 1.h. of Count One of this indictment is incorporated here.
2. On or about February 27, 2007, in Darby, in the Eastern District of Pennsylvania, defendant

DARRYL POLLARD

obstructed, delayed and affected commerce, and the movement of articles and commodities in commerce, by robbery, in that, defendant POLLARD unlawfully took and obtained, and aided and abetted the taking and obtaining of, cash from the 7-Eleven, located at 731 Main Street in Darby, Pennsylvania, in the presence of an employee of the 7-Eleven and against his will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employee of 7-Eleven, by pointing a firearm at, demanding money from, and otherwise threatening him.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

COUNT SEVENTEEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 27, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DARRYL POLLARD

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, that is, conspiracy to interfere with interstate commerce by robbery and interference with commerce by robbery, in violation of Title 18, United States Code, Sections 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

COUNT EIGHTEEN

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraph 1.h. of Count One of this indictment is incorporated here.
2. On or about February 27, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DARRYL POLLARD

obstructed, delayed and affected commerce, and the movement of articles and commodities in commerce, by robbery, in that, defendant POLLARD unlawfully took and obtained, and aided and abetted the taking and obtaining of, cash from the Dunkin Donuts, located at 3216 N. Broad Street, in Philadelphia, Pennsylvania, in the presence of an employee of the Dunkin Donuts and against his will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employee of Dunkin Donuts, by pointing a firearm at, demanding money from, and otherwise threatening him.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

COUNT NINETEEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 27, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DARRYL POLLARD

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, that is, conspiracy to interfere with interstate commerce by robbery and interference with commerce by robbery, in violation of Title 18, United States Code, Sections 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

A TRUE BILL:

GRAND JURY FOREPERSON

PATRICK L. MEEHAN
UNITED STATES ATTORNEY